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Docket No.: 4006-263

PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Ching-Hsiang CHAN et al.

U.S. Patent Application No. 10/645,616

Filed: August 22, 2003

: Confirmation No.8269

: Group Art Unit: 1733

: Examiner: CHRISTOPHER SCHATZ

For: METHOD OF FORMING SPACERS ON A SUBSTRATE

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENTCommissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment mailed March 13, 2006, submitted herewith are pages 2-4 of the Amendment filed February 28, 2006 in which claim 11 is now properly identified as "(original)".

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

LOWE HAUPTMAN &amp; BERNER, LLP

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Date: April 12, 2006CERTIFICATION OF FACSIMILE TRANSMISSION  
I HEREBY CERTIFY THAT THIS PAPER IS BEING FACSIMI-  
LE TRANSMITTED TO THE PATENT AND TRADEMARK OFFICE  
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571-273-8300  
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